



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
REQUEST FOR FILING  
(RULE 60)

For Design or Utility Applications

RULE 60 PATENT APPLICATION:

- [ ] Continuation )  
[ X ] Divisional ) application under 37 CFR 1.60

of pending prior application of

Inventor(s): SHROOT et al

Appln. No. 07 / 803.965

series code ↑ ↑ serial no.

Filed: December 9, 1991

Title: BENZONAPHTHALENE DERIVATIVES, A  
PROCESS FOR THEIR PREPARATION...

Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

To effect the above-requested filing today:

1. Attached is a true copy (which must be filed) of the prior application as originally filed, including:

- [ x ] Abstract  
[ x ] Specification and claims (unamended clean copy) as originally filed ( 35 pages) (must be attached)  
[ x ] Signed declaration or oath as originally filed in prior application (must be attached)  
[ ] Drawings (must be attached if originally filed): \_\_\_\_\_ sheet(s)/set: [ ] 1 set informal;  
[ ] Formal of size [ ] A4 [ ] 13" [ ] 14"

NOTE: No amendments (if any) referred to in the Oath/Declaration filed to complete the prior application introduced new matter.

2. [ ] This Rule 60 application is hereby filed by less than all of the inventors named in the prior application. Petition is hereby made requesting deletion as inventor(s) of the following who is/are not inventor(s) of the invention being claimed in this Rule 60 application:

1. \_\_\_\_\_ 2. \_\_\_\_\_  
3. \_\_\_\_\_ 4. \_\_\_\_\_

3. [ ] Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A third copy of this letter is attached for filing in the prior application file.

4. ☒ Priority is claimed under 35 U.S.C. 119/365 based on filing in Luxembourg of (country)

Application No.	Filing Date	Application No.	Filing Date
(1) <u>85 849</u>	<u>Apr. 11, 1985</u>	(4) _____	_____
(2) _____	_____	(5) _____	_____
(3) _____	_____	(6) _____	_____

a. ☐ (No.) Certified copy/copies attached.

b. ☒ Certified copy/copies previously filed on October 28, 1986 in U.S. Application No. 06 / 850,150, filed on April 10, 1986.  
series code ↑ serial no. ↑

c. ☐ Certified copy/copies filed during international stage of PCT/\_\_\_\_\_/\_\_\_\_\_.

d. ☐ Priority is also claimed from PCT/\_\_\_\_\_/\_\_\_\_\_ filed \_\_\_\_\_.

5. ☒ Prior application is assigned to Centre International de Recherches Dermatologiques (C.I.R.D.)  
by Assignment recorded June 23, 1986 Reel 4564 Frame 460.  
(Date)

6. Attached is an Assignment to \_\_\_\_\_

Please return the recorded Assignment to the undersigned.

7. ☒ The power of attorney in the prior application is to CUSHMAN, DARBY & CUSHMAN  
(Name and Reg. No.)  
whose current address is as in item 8 below.

a. ☒ The power appears in the original papers of the prior application.

b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is attached.

c. ☐ Recognize as associate attorney \_\_\_\_\_

(Name, Reg. No. and Address)

8. Address all future communications to Cushman, Darby & Cushman, Ninth Floor, 1100 New York Avenue, N.W., Washington, D.C. 20005-3918.

9. Amend the specification by inserting before the first line the sentence: This is a <sup>now PAT. 5,183,889</sup>  
☐ continuation ☒ division of Application No. 07 / 803,965, filed Dec. 9, 1991, which is a division of Serial No. 07/502,122, filed March 30, 1990, now U.S. Patent 5,098,895, which is a division of Serial No. 07/120,968, filed Nov. 16, 1987, now U.S. Patent 4,940,696, which is a division of Serial No. 06/850,145, filed April 10, 1986, now U.S. Patent 4,717,720. <sup>4,861,229</sup>

10. ☐ (No.) Verified Statement(s) establishing "small entity" status under Rules 9 & 27  
☐ filed in above prior application (and hence applicable hereto)  
☐ attached.

11. Petition to extend the life of the above prior application to at least the date hereof  
(One box) ☐ is being concurrently filed in that prior application (Use Form CDC-111).  
(must be) ☐ was previously filed in that prior application (Check length of prior extension).  
(X'd) ☒ is not necessary for copendency (Double check before X'ing this box).

12. ☒ **INFORMATION DISCLOSURE STATEMENT:** Attached is Form PTO-1449 listing all of the documents cited by Applicant and the PTO in the parent application(s) relied upon under 35 USC 120 and referenced in item 9 above. Per Rule 98(d) copies of those documents are not required now. Please consider those documents and advise that they have been considered in this new application as by returning a copy of the enclosed Form PTO-1449 with the Examiner's Initials in the left column per MPEP 609.

13. ☐ Attached is a Rule 103(a) Petition to Suspend Action.

26.

**ADDITIONAL FEE CALCULATION FOR  
PRELIMINARY AMENDMENT  
PER BOXES 24/25**

	Claims remaining after amendment		Highest number previously paid for		Present Extra		Large/Small Entity	Additional Fee
27. Total Effective Claims	* <u>2</u>	minus	** <u>20</u>	=	<u>0</u>	x	\$20/\$10 = \$	<u>          </u>
28. Independent Claims	* <u>1</u>	minus	*** <u>3</u>	=	<u>0</u>	x	\$72/\$36 = +	<u>          </u>
29. If amendment enters proper multiple dependent claim(s) into this application for <u>first time</u> , add (per application) - - - - -							\$220/\$110	+ <u>          </u>
30.							ADDITIONAL FEE	\$ <u>          </u>
31.							<u>plus</u> FEE from item 22 on page 3	+ <u>690.00</u>
32.							<b><u>TOTAL FEE ATTACHED</u></b>	<b>\$ <u>690.00</u></b>

33.\*If the entry in this space is less than entry in the next space, the "Present Extra" results is "0".

34.\*\*If the "Highest number previously paid for" (see item 16 above) is less than 20, write "20" in this space.

35.\*\*\*If the "Highest number previously paid for" (see item 17 above) is less than 3, write "3" in this space.

**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. **This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.**

CUSHMAN, DARBY & CUSHMAN

1100 New York Avenue, N.W.  
Ninth Floor  
Washington, D.C. 20005-3918  
Tel: (202) 861-3000  
Atty/Sec:

By Atty: Donald B. Deaver Reg. No. 23,048

Sig:  Fax: (202) 822-0944  
Tel.: (202) 861-3056

NOTE: File this Request in duplicate with 2 postcard receipts (CDC-103) & attachments.

14. ☒ **PRELIMINARY AMENDMENT to be entered before fee calculation:** (Do not make amendments here except for correction of improper multiple dependencies or cancellation of whole claims or multiple dependencies for purpose of reducing the filing fee per MPEP §§ 506 and 607; do not cancel all claims).

~~Cancel Claims 2-24 without prejudice.~~

**FILING FEE**

THE FOLLOWING FILING FEE IS BASED ON

->->->-> CLAIMS AS FILED AND CHANGED BY PRELIMINARY AMENDMENT IN ITEM 14 <-<-<-<-<-

see box 10 re: Large/Small Entity

15. Basic filing fee ----- Design Appln. (\$280/\$140) \$ \_\_\_\_\_
16. Basic filing fee ----- Not Design Appln. (\$690/\$345) \$ 690.00
17. Total Effective Claims 1 minus 20 = \* 0 x \$20/\$10 = + \_\_\_\_\_
18. Independent Claims 1 minus 3 = \* 0 x \$72/\$36 = + \_\_\_\_\_
- \* If answer is zero or less, enter "0"
19. If any proper (Ignore Improper) multiple dependent claim remains, add ----- \$220/\$110 + \_\_\_\_\_
20. ----- Subtotal \$ 690.00
21. If "petition" box 13 above is X'd, ----- add petition fee (\$130.00) + \_\_\_\_\_
22. **TOTAL FILING FEE ATTACHED** \$ 690.00

23. ☐ ATTACHED:

24. ☒ Preliminary Amendment attached (to be entered after assigning Appln. No.)
25. ☐ The following PRELIMINARY AMENDMENT is to be entered after assigning Appln. No.: